

Minutes
State Board of Education
September 16, 2016

The State Board of Education met at 9:04 a.m. on Friday, September 16, 2016, in the State Board of Education Room, #1-104, of the William B. Travis Building, 1701 N. Congress Avenue, Austin, Texas. All members of the board were present, as follows:

Presiding: Donna Bahorich, Chair; Lawrence A. Allen, Jr.; Erika Beltran; David Bradley; Barbara Cargill; Ruben Cortez, Jr., Secretary; Martha M. Dominguez; Pat Hardy; Tom Maynard; Sue Melton-Malone; Ken Mercer; Geraldine “Tincy” Miller; Marisa B. Perez; Thomas Ratliff, Vice-Chair; Marty Rowley

Student Performance

The student presentation was provided by the Canyon High School FFA Agriculture Issues Team, Canyon Independent School District.

Invocation

Pledge of Allegiance

Approval of Minutes

State Board of Education, July 22, 2016

MOTION AND VOTE: *The State Board of Education unanimously approved the Minutes of the July 22, 2016, meeting of the State Board of Education, as printed.*

Public Testimony - Individual testimony will be taken to address items other than those on the board agenda. The procedures for registering and taking public testimony at State Board of Education committee meetings and general board meetings are provided at [http://tea.texas.gov/About TEA/Leadership/State Board of Education/SBOE Meetings/SBOE Operating Rules Amended 4-17-15/](http://tea.texas.gov/About_TEA/Leadership/State_Board_of_Education/SBOE_Meetings/SBOE_Operating_Rules_Amended_4-17-15/) or in the information section (yellow pages) of the agenda.

The State Board of Education received one presentation of public testimony, as follows:

NAME:	Vanessa Tijerina
AFFILIATION:	Self
TOPIC:	Concerns Regarding Advocacy for Students

1. Resolutions and Presentations

Heroes for Children, State Board of Education Districts 1-15

The State Board of Education, by unanimous vote, adopted a resolution recognizing Yamile Gonzales, Cynthia Christenson, Keith Graham, Alfred Youens, Edward Olson, Joe Yarbrough, Lori Bell, Damon Eagleton, Vicki Post, Paul Mikula, Thomas Bainter, Deborah Ferguson, Jack Lowe, Robert Monroe, and Alan Keister as Heroes for Children.

(ATTACHMENT 1, page 9)

20th Anniversary of Charter Schools in Texas

The State Board of Education, by unanimous vote, adopted a resolution recognizing the 20th anniversary of the creation of charter schools in Texas.

(ATTACHMENT 2, page 11)

2. Approval of Consent Agenda

Any agenda item may be placed on the consent agenda by any State Board of Education committee. The State Board of Education may elect to take separate action on any item on the consent agenda.

Mrs. Miller reported that she was recusing herself from any discussion, and would not cast a vote, on consent agenda item number (8)—Decision on Real Estate Investments.

By unanimous consent, the State Board of Education approved the following items on the consent agenda. (Mr. Allen was absent for the vote.)

- (1) Decision on the Percentage Distribution of the Permanent School Fund**
(Board agenda page I-1)
(COMMITTEE OF THE FULL BOARD)

The State Board of Education approved that the percentage distribution rate to the Available School Fund from the Permanent School Fund for fiscal years 2018 and 2019 shall be 3.7%, as recommended by the Committee of the Full Board.

- (2) **Adoption of Work Plan for the Long-Range Plan for Public Education**
(Board agenda page I-75)
(COMMITTEE OF THE FULL BOARD)

The State Board of Education approved the BCG-proposed work plan in developing the Long-Range Plan for Public Education in accordance with the conversation and determinations made on September 14, 2016, as recommended by the Committee of the Full Board.

- (3) **Per Capita Apportionment Rate for the 2016-2017 School Year**
(Board agenda page III-1)
(COMMITTEE OF SCHOOL FINANCE/PERMANENT SCHOOL FUND)

The State Board of Education adopted the per capita apportionment rate of \$390.186 for the 2016-17 school year, as recommended by the Committee on School Finance/Permanent School Fund.

(ATTACHMENT 3, page 13)

- (4) **Ratification of the Purchases and Sales of the Investment Portfolio of the Permanent School Fund for the Months of June and July 2016**
(Board agenda page III-3)
(COMMITTEE ON SCHOOL FINANCE/PERMANENT SCHOOL FUND)

The State Board of Education ratified the purchases and sales for the months of June and July, in the amount of \$1,069,387,454 and \$1,041,145,213, respectively, as recommended by the Committee on School Finance/Permanent School Fund.

- (5) **Determination as to Whether Transfers May be Made from the Permanent School Fund to the Available School Fund**
(Board agenda page III-5)
(COMMITTEE ON SCHOOL FINANCE/PERMANENT SCHOOL FUND)

The State Board of Education approved the recommendation of the Committee on School Finance/Permanent School Fund that the State Board of Education determine that a distribution of \$1.056 billion for fiscal year 2017 is permitted under Texas Constitution Article VII, Subsection 5(a)(2).

- (6) **Proposed Amendments to the Investment Procedures Manual**
(Board agenda page III-9)
(COMMITTEE ON SCHOOL FINANCE/PERMANENT SCHOOL FUND)

The State Board of Education adopted the amendments to the Investment Procedures Manual, as recommended by the Committee on School Finance/Permanent School Fund

- (7) **Authorization to Issue a Request for Proposals for Passive International Equities Management Services for the Permanent School Fund**
(Board agenda page III-11)
(COMMITTEE ON SCHOOL FINANCE/PERMANENT SCHOOL FUND)

The State Board of Education approved the issuance of a Request for Proposals for Passive International Equities Management Services for the Permanent School Fund, as recommended by the Committee on School Finance/Permanent School Fund.

- (8) **Decision on Real Estate Investments**
(Board agenda page III-13)
(COMMITTEE ON SCHOOL FINANCE/PERMANENT SCHOOL FUND)

The State Board of Education approved the recommendation of the Committee on School Finance/Permanent School Fund to execute agreements with Metropolitan Real Estate Equity Management L.L.C. or affiliates thereof, necessary to make an investment commitment of up to \$100 million in a non-discretionary separate managed account, and with Longpoint Realty Fund I GP, L.L.C., necessary to make an investment commitment of up to \$75 million in Longpoint Realty Fund I, L.P, subject to continued due diligence and negotiation of fund terms. All contract execution is hereby delegated to the Commissioner of Education.

- (9) **Overview of the Permanent School Fund Real Estate Policy**
(Board agenda page III-15)
(COMMITTEE ON SCHOOL FINANCE/PERMANENT SCHOOL FUND)

The State Board of Education approved the recommendation of the Committee on School Finance/Permanent School Fund to 1) adopt the changes to the Real Estate Policy Statement, as discussed and amended, and 2) adopt the changes to the Real Estate Procedures and Annual Tactical Plan.

COMMITTEE OF THE FULL BOARD

3. **Proposed Amendments to 19 TAC Chapter 111, Texas Essential Knowledge and Skills for Mathematics, Subchapter A, Elementary, Subchapter B, Middle School, and Subchapter C, High School**

(First Reading and Filing Authorization)

(Board agenda page I-5)

The Committee of the Full Board recommended that the State Board of Education hold a public hearing on proposed amendments to 19 TAC Chapter 111, Texas Essential Knowledge and Skills for Mathematics, and consider the item for first reading and filing authorization at the November 2016 State Board of Education meeting for the limited purpose of considering only amendments to knowledge and skills statements relating to process standards. The recommendation was ruled out of order as it is in violation of State Board of Education Operating Rules §2.5(a).

4. Texas Certificate of High School Equivalency
(Board agenda page I-71)

Ms. Perez reported that she was recusing herself from any discussion and would not cast a vote.

MOTION AND VOTE: *It was moved by Mr. Ratliff and carried that the State Board of Education authorize the chair to sign contracts, allow the current contract to end on October 7, 2016, and enter into new contracts with vendors on October 8, 2016, or when each vendor is ready to provide services and staff and the board chair are confident the vendor can execute the terms of the Request for Proposals.*

COMMITTEE ON INSTRUCTION

5. Proposed Amendment to 19 TAC Chapter 74, Curriculum Requirements, Subchapter A, Required Curriculum, §74.3, Description of a Required Secondary Curriculum

(Second Reading and Final Adoption)
(Board agenda page II-1)

MOTION AND VOTE: *The State Board of Education, by an affirmative vote of two-thirds of the members of the board, approved for second reading and final adoption proposed amendment to 19 TAC Chapter 74, Curriculum Requirements, Subchapter A, Required Curriculum, §74.3, Description of a Required Secondary Curriculum, with an effective date of 20 days after filing as adopted with the Texas Register.*

(ATTACHMENT 4, page 15)

6. Proposed Revisions to 19 TAC Chapter 112, Texas Essential Knowledge and Skills for Science, Subchapter D, Other Science Courses

(Second Reading and Final Adoption)
(Board agenda page II-9)

MOTION AND VOTE: *The State Board of Education, by an affirmative vote of two-thirds of the members of the board, approved for second reading and final adoption proposed revisions to 19 TAC Chapter 112, Texas Essential Knowledge and Skills for Science, Subchapter D, Other Science Courses, with an effective date of 20 days after filing as adopted with the Texas Register, as recommended by the Committee of the Full Board..*

(ATTACHMENT 5, page 17)

7. Proposed Amendment to 19 TAC Chapter 89, Adaptations for Special Populations, Subchapter C, Texas Certificate of High School Equivalency, §89.42, Official Testing Centers

(First Reading and Filing Authorization)
(Board agenda page II-17)

MOTION AND VOTE: *The State Board of Education approved suspending its operating procedures in accordance with §5.2(a) to allow consideration at first reading and filing authorization; and approved for first reading and filing authorization the proposed amendment to 19 TAC Chapter 89, Adaptations for Special Populations, Subchapter C, Texas Certificate of High School Equivalency, §89.42, Official Testing Centers.*

COMMITTEE ON SCHOOL INITIATIVES

8. Review of Proposed Amendments to 19 TAC Chapter 227, Provisions for Educator Preparation Candidates, Subchapter A, Admission to Educator Preparation Programs

(Board agenda page IV-1)

The State Board of Education took no action on the proposed amendments to 19 TAC Chapter 227, Provisions for Educator Preparation Candidates, Subchapter A, Admission to Educator Preparation Programs.

REPORTS OF COMMITTEES REGARDING AGENDA ITEMS POSTED FOR DISCUSSION ON COMMITTEE AGENDAS

Committee on Instruction

There were no discussion items for the Committee on Instruction.

Committee on School Finance/Permanent School Fund

Ms. Hardy did not report on Committee on School Finance/Permanent School Fund discussion items.

Committee on School Initiatives

Mr. Rowley did not report on Committee on School Initiatives discussion items.

**REPORTS OF OTHER STATE BOARD OF EDUCATION MEMBERS REGARDING
AGENDA ITEMS AND EDUCATIONAL ACTIVITIES AND CONCERNS IN INDIVIDUAL
DISTRICTS**

Mrs. Bahorich gave board members an opportunity to provide information regarding agenda items or other relevant information about public education.

The meeting adjourned at 11:26 a.m.

Ruben Cortez, Jr., Secretary

RESOLUTION

WHEREAS the volunteers in the Texas public schools are recognized as an essential resource, benefitting the schools, the students, the staff and the communities they serve; and

WHEREAS the State Board of Education recognizes that public school volunteers often go more than just an extra mile, performing the simplest to the most complex tasks to strengthening school-community relations; and

WHEREAS Yamile Gonzales shows outstanding leadership and provides numerous volunteer hours to make a positive impact at the Ernesto Serna School in the Socorro Independent School District; and

WHEREAS Cynthia Christenson has been a faithful volunteer in the Port Aransas ISD and is someone who shows up, loves the students and staff and exemplifies the spirit of a dedicated volunteer; and

WHEREAS Keith Graham has made an incredible impact on the lives of Bexar County students and their families with scholarships and free career and college readiness sessions with his organization Community for Life Education; and

WHEREAS Alfred Youens spent the final years of his life volunteering every week at North Shore, Cloverleaf, and Sam Houston elementary schools in the Galena Park ISD serving as a reading mentor for first and second grade students; and

WHEREAS Edward Olson has been an extraordinary positive influence in the lives of at-risk students at the Afton Oaks Campus in the John H. Woods Charter School District; and

WHEREAS for 27 years, Joe Yarbrough has given his time, voice, and financial resources to ensure the success of the agriculture and Future Farmers of America programs in the Spring Branch ISD; and

WHEREAS Lori Bell provides a warm and caring demeanor, friendly words of support along with countless volunteer hours to the students, staff, and community of the Nederland ISD; and

WHEREAS Damon Eagleton spends his times in the Crosby ISD working as an advocate for any and all students, but particularly serves as a strong, male role model for the district's at-risk students; and

WHEREAS in the Texarkana ISD, Vicki Post is often referred to as "supermom" and "super volunteer" for her many countless hours of support and her willingness to step forward and say "I'll do it"; and

WHEREAS Paul Mikula has contributed to the well being of La Grange ISD students and the community for more than 20 years as a mentor in the One-to-One reading program and with the La Grange Education Program Support Foundation; and

WHEREAS Thomas Bainter has volunteered in the Eagle Mountain-Saginaw ISD because he believes in the power of education and he understands the powerful impact one caring individual can have on the future of a child; and

WHEREAS in the Fort Worth ISD and the Dallas-Fort Worth community, Deborah Ferguson has provided support and leadership in many roles especially for the Young Women's Leadership Academy; and

WHEREAS Jack Lowe's contributions have benefited the schoolchildren of the Dallas ISD and Texas through his leadership on many education related organizations and issues; and

WHEREAS Robert Monroe is known at Cottonwood Creek Elementary as being the embodiment of the characteristics taught in the Coppell ISD of honesty, dependability, patience, service, collaboration, perseverance, positivity, loyalty, and determination; and

WHEREAS Alan Keister began volunteering to bring free health care to the children and families of the Amarillo ISD and created the Heal the City Clinic providing immunizations, medications, and medical care to those in need; and

WHEREAS all these Texans' efforts have benefitted the children of our state and contributed to the success of the Texas public education system; now, therefore, be it

RESOLVED, That the State Board of Education recognizes these outstanding individuals as Heroes for Children; and be it further

RESOLVED, That this resolution be presented to each of the recipients and that a copy be included in the permanent records of the State Board of Education.

WITNESS our signatures this eleventh day of September, two thousand sixteen, in Austin, Texas.

Donna Bahorich, Chair

Ruben Cortez, Jr., Secretary

RESOLUTION

WHEREAS in 1995 the Texas Legislature enacted an innovative approach to Texas public education by approving the creation of 20 public charter schools; and

WHEREAS on February 16, 1996, the State Board of Education approved the first six of the 20 open-enrollment charter schools awarded that year, the remaining 14 charter schools were awarded at subsequent dates; and

WHEREAS the mission of the State Board of Education and the Texas Education Agency in the creation of charter schools has been to cultivate innovative, high-quality learning opportunities and to empower the charter community through leadership, guidance, and support; and

WHEREAS the members of the State Board of Education have worked hard over the years to strengthen the charter school vetting and application process to provide the best opportunities to Texas public school students; and

WHEREAS over the course of the last 20 years, the State Board of Education and the commissioner of education have approved more than 315 charter school contracts; and

WHEREAS this bold endeavor is currently providing the more than 228,000 Texas public school students with opportunities in alternative and innovative settings; and

WHEREAS the Texas charter school movement has grown substantially and Texas has become a leader in the nation among charter school advocates; now, therefore, be it

RESOLVED, That the members of the State Board of Education do recognize the importance of the Texas charter schools and congratulate the staff, students, and parents of these schools for their hard work and diligence; and be it further

RESOLVED, That a copy of this resolution be kept in the permanent records of the State Board of Education.

WITNESS our signatures this sixteenth day of September, two thousand and sixteen, in Austin, Texas.

Donna Bahorich, Chair

Ruben Cortez, Jr., Secretary